

DEC 29 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail application of

ANDERSEN, Erik, et al.

Serial No. 10/595,339

Filed April 11, 2006

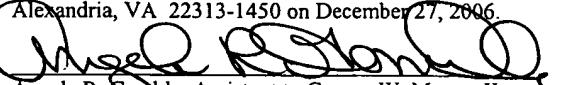
For MEDICAL DEVICE



) Group Art Unit
) Confirmation No. 7842
) Customer No. 39905

CERTIFICATE OF MAILING

I hereby certify that the following correspondence was deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop: MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 27, 2006.


 Angela R. Sample, Assistant to George W. Moxon II

TRANSMITTAL SHEET

Enclosed are the following documents:

Response to Notice to File Missing Parts (*in duplicate*)

Combined Declaration and Power of Attorney

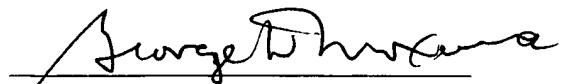
Copy of Notice to File Missing Parts

Return Receipt Postcard

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

The Director is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 50-0959 (113129.0002.US).

Respectfully submitted,


 George W. Moxon II, Reg. No. 26,615

 Roetzel & Andress
 222 South Main Street
 Akron, OH 44308
 Telephone: (330) 849-6689
 Facsimile: (330) 376-4577

Attorney for Applicant

December 27, 2006

1394260.113129.0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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ANDERSEN, Erik, et al.

Serial No. 10/595,339

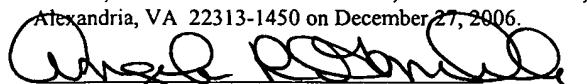
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PARTS, Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450 on December 27, 2006.
) 
Angela R. Gamble, Assistant to George W. Moxon II
)

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NON-PROVISIONAL APPLICATION**

Sir:

Now comes Applicants, through their undersigned counsel, and submit herewith a duly executed Combined Declaration and Power of Attorney. Also submitted herewith is a copy of the Notice to File Missing Parts of Non-Provisional Application mailed November 13, 2006.

You are hereby authorized to charge any fees associated with this communication to Deposit Account No. 50-0959 (113129.0002.US). A duplicate copy of this page is included for such purposes.

Respectfully submitted,


George W. Moxon II, Reg. No. 26,615
Roetzel & Andress
222 South Main Street
Akron, Ohio 44308
Telephone: (330) 376-2700
Attorney for Applicants

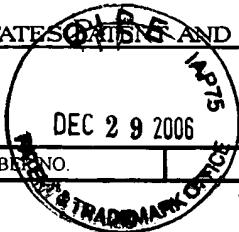
December 27, 2006

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UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/595,339

FIRST NAMED APPLICANT

Erik ANDERSEN

ATTY. DOCKET NO.

113129.0002

INTERNATIONAL APPLICATION NO.

PCT/US04/33949

I.A. FILING DATE

PRIORITY DATE

39905
 ROETZEL AND ANDRESS
 222 SOUTH MAIN STREET
 AKRON, OH 44308

CONFIRMATION NO. 7842
 371 FORMALITIES LETTER



OC00000021181157

Response Due 1/13/07

Date Mailed: 11/13/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/11/2006
- Copy of the International Search Report filed on 04/11/2006
- Information Disclosure Statements filed on 04/11/2006
- U.S. Basic National Fees filed on 04/11/2006
- Priority Documents filed on 04/11/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$655** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$955** for a Small Entity:

- The application search fee has not been paid. Applicant must submit **\$200** to complete the search fee. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.
- The application examination fee has not been paid. Applicant must submit **\$100** to complete the

examination fee for a small entity in compliance with 37 CFR 1.27. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

- Total additional claim fee(s) for this application is **\$ 655**

- **\$475** for 19 total claims over 20.
- **\$180** for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/595,339 | PCT/US04/33949 | 113129.0002 |

FORM PCT/DO/EO/905 (371 Formalities Notice)